

Sec. 2. *And be it enacted*, That the president and directors of the Chesapeake and Ohio Canal company, or a majority of them, acting in behalf of the said company, shall be, and they are hereby authorised and empowered from time to time, to pass all by-laws which may be necessary for the exercise of the powers vested in said company by the several acts incorporating the same, or amendatory thereof, or supplementary thereto; *Provided always*, That such by-laws shall not be contrary to the laws of this state, of the United States, or of the states in which they operate; and that the said company shall not be authorised by any such by-laws or regulations, to prevent the proprietor or proprietors of any lands through which the said canal, dams, basins, feeders, or other appertenant works may be constructed, from joining or connecting with the said work, any fence or wall which shall not be found to injure the works aforesaid, nor to prohibit the aforesaid proprietor or proprietors, from having access to the said canal and its appertenant works, at the most convenient places, and from crossing and recrossing the same at their discretion, and in any of the modes hitherto agreed upon by the said company; *Provided*, in so doing they do not impede the navigation, or injure the said works; and, if any person or persons shall wilfully offend against any such by-law, after a copy thereof shall have been set up for public inspection, at each of the toll houses on said canal, such person or persons so offending, shall each of them, for every such offence, forfeit and pay to the said company, the sum of five dollars, to be recovered in the name of said company, before any justice of the peace, for the county wherein the offence may be committed.

CHAP. 297.

Authority to make by-laws.

Proviso.

Right reserved.

Penalty for violating by laws.

Authority to prescribe dimensions and equipments of boats &c.

Case of violating by laws.

Boat to be withdrawn.

Or may be broken up.

Sec. 3. *And be it enacted*, That the said president and directors, or a majority of them, acting in behalf of the Chesapeake and Ohio Canal company, may prescribe the form, dimensions and equipment of the boats and floats to be used upon the canal, with a view to prevent accidental injury to them, or to the works of the canal, in passing each other, or in passing by or through any of those works; and if the owner, captain or other person, having charge of any boat or float, shall negligently violate, or refuse to comply with any such regulation, the president and directors may require the owner, captain or other person having charge thereof, to withdraw his said boat or float from the canal, by some one of the outlets thereof, or, in the event of his failure to do so on reasonable notice, may order the same to be broken up and removed from the canal, or any of its basins, ponds, feeders or other works; and in like